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From: Mitchell J. Weinstein, Esq.

Fax: (703) 672-9308 Pages: 4 - Including cover page

Phones: Date: 1/25/2005

Re: Fredericksen, U.S. Patent Application
 Serial No. 09/633,846
 Our File No. 12388 (6365/79201)

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Adjustment Date: 04/25/2005 SDIRETA1
 02/14/2005 GBUTLER 00000011 230920 09633846
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

23-0290-355
10 PM 2:55

Applicant: Dave Fredericksen

Group No.: 1772

U.S. Serial No. 09/633,846

Examiner: Catherine A. Simone

Filed: August 7, 2000

I hereby certify that this paper is being deposited with U.S. Postal Service by First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on this date:

For: POWDER COATED STRAP
AND METHOD FOR MAKING
SAME

03/09/2005
Date

Attorney
Docket No: 12368 (6365/79201)

SECOND REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In connection with the above-identified application, Applicant respectfully requests a refund of the \$500.00 fee charged to Deposit Account 23-0290 on February 14, 2005 in connection with a Notice of Appeal. The application (Attorney Docket No. 12368 6365/79201) was the subject of an appeal. A final Official Action was mailed from the US Patent and Trademark Office on December 29, 2003. In response, a Notice of Appeal was filed on March 29, 2003, within the three-month shortened statutory period for response. Applicant's deposit account was charged accordingly.

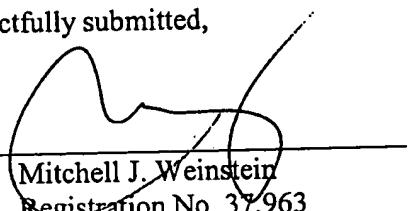
An Appeal Brief was then filed on May 12, 2004. The Appeal Brief was fully in conformance with 17 CFR 1.192 and was filed within the two-month statutory period for the filing of the brief. Again, Applicant's deposit account was charged accordingly.

U.S. Serial No. 09/633,846
March 9, 2005

Based upon the above, Applicant respectfully requests a refund of the \$500.00 Notice of Appeal fee charged to Deposit Account for the above-noted application. No Notice of Appeal was filed at this time. Rather, the Notice of Appeal was filed almost a full year prior to the date of the charge. At this time, Applicant has no knowledge of the status of this application since the appeal brief was filed May 12, 2004.

Should there be any questions or concerns, please do not hesitate to contact the undersigned.

Respectfully submitted,

By: 

Mitchell J. Weinstein
Registration No. 37,963

Dated: March 9, 2005

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